

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

GEOTAG, INC.,

Plaintiff,

v.

THE WESTERN UNION COMPANY, ET
AL.

Defendants.

Civil Action No. 2:10-cv-574

JOINT MOTION TO SUBSTITUTE PARTIES

In order to correct the identification of a certain named defendant in this case, Plaintiff GeoTag, Inc. and Defendants The Western Union Company, and Western Union Holdings, Inc. jointly move the Court to substitute Western Union Financial Services, Inc. as a defendant in this case in place of Western Union Holdings, Inc., and show the Court as follows:

1. Plaintiff's Complaint lists The Western Union Company, and Western Union Holdings, Inc. (collectively "Defendants") as defendants in this action;
2. Upon representation of Defendants, Western Union Holdings, Inc. is not an appropriate defendant for the allegations based on the complaint and infringement contentions. While denying that there is any infringement of a valid claim of the patent-in-suit, Defendants represent that the proper entity in interest (in addition to The Western Union Company) should be Western Union Financial Services, Inc.;
3. Therefore, Plaintiff GeoTag and Defendants hereby stipulate and request that the Court enter an order substituting Western Union Financial Services, Inc. for Defendant Western Union Holdings, Inc. and that Defendant Western Union Holdings, Inc. be dismissed WITHOUT PREJUDICE, with each party to bear its own costs, expenses and attorney's fees;

4. The Parties request that the caption be reformed to reflect the proper parties, as set forth in the proposed Order accompanying this Motion;

5. This Motion is not sought for the purposes of delay, but to ensure that the correct parties are properly joined to this action.

Dated: June 19, 2013

Respectfully submitted,

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**COUNSEL FOR DEFENDANTS THE
WESTERN UNION COMPANY and
WESTERN UNION HOLDINGS, INC.**

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the above and foregoing document has been served on June 19, 2013, to all counsel of record who are deemed to have consented to electronic service via the Court's CM/ECF system per Local Rule CV-5(a)(3).

By: /s/ Jodi Rosen Wine
Jodi Rosen Wine

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ORDER

After consideration of the Joint Motion to Substitute Parties, the Court grants the joint motion to substitute a party, and it is hereby ORDERED:

1. Western Union Financial Services, Inc. is substituted for Defendant Western Union Holdings, Inc. and Western Union Holdings, Inc. is dismissed from this action, without prejudice and with each party to bear its own costs, expenses and attorneys' fees.
2. The caption in this action is reformed to include Western Union Financial Services, Inc. in the place of Western Union Holdings, Inc.